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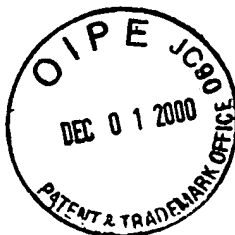


## UNITED STATES PATENT AND TRADEMARK OFFICE

COMMISSIONER FOR PATENTS  
UNITED STATES PATENT AND TRADEMARK OFFICE  
WASHINGTON, D.C. 20231  
www.uspto.gov

APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
09/633,476	08/07/2000	Mark C. Terranova	5181-60700

B Noel Kivlin  
Conley Rose & Tayon PC  
P O Box 398  
Austin, TX 78767-0398



## FORMALITIES LETTER



\*OC000000005438426\*

Date Mailed: 09/29/2000

## NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

*Filing Date Granted*

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given TWO MONTHS from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The signature of the following inventor(s) is missing from the oath or declaration:  
*Michael J. Stokes*
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.
- The balance due by applicant is \$ 130.

*A copy of this notice MUST be returned with the reply.*

Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE

12/05/2000 SDUONG 00000120 501505 09633476

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PATENT #3

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

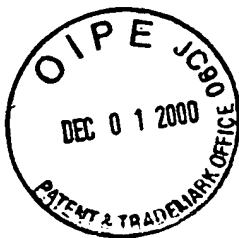
**In re Application of:**

Terranova, et al

Serial No. 09/633,476

Filed: August 7, 2000

For: System and Method for Testing  
Server Latencies Using  
Multiple Concurrent Users in a  
Computer System



Group Art Unit: 2756

Examiner: Unknown

Atty. Dkt. No.: 5181-60700

I hereby certify that this correspondence is being deposited with the U.S. Postal Service as First Class Mail in an envelope addressed to: Assistant Commissioner of Patents and Trademarks, Washington, D.C. 20231, on the date indicated below:

B. Noël Kivlin

Name of Registered Agent

11-29-00

Date \_\_\_\_\_

Signature

## TRANSMITTAL

Assistant Commissioner  
for Patents  
Washington, D.C. 20231

Dear Sir:

Enclosed herewith is the following with regard to the above-identified application:

- (a) An Assignment of the invention executed by the inventor(s).
- (b) A combined Declaration and Power of Attorney executed by the inventor(s)
- (c) A Fee Authorization form to cover the filing fee an assignment (\$40.00) and surcharge for late filing of oath or declaration for large entity (\$130.00).
- (d) A copy of Notice to File Missing Parts of Application Filing Date Granted.

- (e) A return postcard to acknowledge receipt of these materials. Please stamp and return this postcard to the undersigned.

If any fees are inadvertently omitted or if any additional fees are required or have been overpaid, please appropriately charge or credit those fees to Conley, Rose & Tayon, P.C. Deposit Account Number 501505/5181-60700/BNK.

Respectfully submitted,



B. Noël Kivlin  
Reg. No. 33,929  
Attorney for Applicants

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Date: 11-29-00

